

**SUPREME COURT MINUTES
MONDAY, MAY 3, 2004
SAN FRANCISCO, CALIFORNIA**

S099667

A091884 First Appellate District,
Division 5

AGUILAR v. LERNER

Supplemental briefing ordered

On February 18, 2004, we ordered Attorney Kent and Attorney Aguilar to show cause on March 9, 2004, why each should not be held in contempt of court for the willful neglect of the duty to appear for oral argument before this court in *Aguilar v. Lerner* on February 10, 2004.

On March 17, 2004, after considering the returns to the order to show cause, the declarations and other written submissions by both attorneys and counsel, and the oral presentation before this court on March 9, 2004, we declined to discharge the order to show cause re contempt, retained jurisdiction over the contempt matter, and referred this matter to the State Bar Court for further investigation, an evidentiary hearing or hearings, and a report to this court on specified questions. The State Bar Court submitted its report to this court on April 30, 2004.

The Court requests attorney Kent and attorney Aguilar to file simultaneous letter briefs, on or before Monday, May 24, 2004, responding to the findings of the State Bar Court and addressing the question why this court should not hold each attorney in contempt of court for willful neglect of the duty to appear for oral argument before this court or for lying to this court as reflected in the findings of the State Bar Court.

S123347

A105678 First Appellate District,
Division 1

FERGUSON (TODD) ON H.C.

Time extended to grant or deny review

to June 14, 2004

S113136
C037254 Third Appellate District

BRONCO WINE COMPANY v. JOLLY
Request for judicial notice granted

The various requests for judicial notice in this matter are resolved as follows.

The request of Intervenor Napa Valley Vintners Association, filed June 17, 2003, is granted as to Exhibits B-D, and denied as to Exhibit A.

The request of petitioner Bronco Wine Company et al., filed September 16, 2003, is granted.

The request of amicus curiae on petitioner's behalf, Abundance Vineyards, et al., filed January 6, 2004, is granted.

S122865

LEWIS v. ALFARO
Request for judicial notice granted

Respondent's request for judicial notice, filed on March 5, 2004, is granted.

S122923

LOCKYER v. CITY OF SAN FRANCISCO
Request for judicial notice granted

Respondents' request for judicial notice, filed on March 5, 2004, is granted.

Request for judicial notice by amicus curiae Randy Thomasson and Campaign for California Families, filed on March 26, 2004, is granted.

S124175

FIRST CALIFORNIANS v.
SHELLEY (BACA)
Transferred to CA 2

The petition for writ of mandate is transferred to the Court of Appeal, Second Appellate District.